

SANTA MONICA MOUNTAINS CONSERVANCY

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MINUTES OF THE JOINT MEETING
of the
SANTA MONICA MOUNTAINS CONSERVANCY
and the
SANTA MONICA MOUNTAINS CONSERVANCY
ADVISORY COMMITTEE

December 16, 2002

1. Call to order.

The joint meeting of the Santa Monica Mountains Conservancy and Santa Monica Mountains Conservancy Advisory Committee was called to order by Conservancy Chair Michael Berger, at 7:43 p.m. on December 16, 2002 at the Renaissance Agoura Hills Hotel, 30100 Agoura Road, Agoura Hills, California.

2. Roll Call of Conservancy.

The Conservancy roll was called and the following members were present: Elizabeth Cheadle, Woody Smeck, Hayden Sohm, Jonathan Zasloff, Jerome C. Daniel, Vice Chair, and Michael Berger, Chair. Quorum present. The following members were absent: Ed Begley, Jr., Hal Ross, David Allgood, and Steve Horn.

The following Legislative member was present: Fran Pavley.

The following Legislative member designees were present: Laura Plotkin, and Mary Sue Maurer. The following Legislative member designees were absent: Susan McEntire, Henry Lo, George Magallanes, and Carolyn Kraft.

3. Roll Call of Advisory Committee.

The Advisory Committee roll was called and the following members were present: Colleen Briner-Schmidt, Dave Brown, Ed Corridori, Mark Johnson, Barry Read, Alan Kishbaugh, Roseann Mikos, Linda Palmer, Paul Rockenstein, Marc Stirdivant, Kenneth Warner, Don Robinson, Vice Chair, and George Lange, Chair. Quorum present. The following members were absent: Caroline Brown, Michael Cacciotti, Jeff Jennings, Terre Hirsch, Anthony Portantino, Richard Gould, Thomas Seifert, Charles Beatty, and Timothy Wendler. The following members were present subsequent to roll call: Nancy Stephens and Lesley Devine.

Staff present: Joseph T. Edmiston, AICP, Executive Director; Rorie Skei, Chief Deputy Director; Laurie Collins, Chief Counsel; MRCA staff: Reva Concoff, Deputy Executive Officer

and Chief of Operations; Katherine Chew, Staff Counsel; Gary Lysik, Chief of Finance; Stephanie Landregan, Landscape Architect; Juliet Chung, Government Program Analyst; Tim Miller, Chief of Construction; Dan Tholund, Deputy Chief Ranger; Chuck Arnold, Project Analyst; Jan Wolterstorff, Public Outreach Coordinator and Project Analyst, Tracy Dockery, Staff Services Manager, and James Yeramian, Board Secretary.

Representing the Office of the Attorney General was Nedra Austin, Deputy Attorney General.

4. Minutes.

The minutes of October 28, 2002 were submitted for approval.

The minutes of October 28, 2002 were approved as submitted.

5. Reports.

The Conservancy received a verbal report from the Executive Director.

The Conservancy received a verbal report from Mr. Edelman.

The Conservancy received a verbal report from Mr. Young.

The Conservancy received a verbal report from Ms. Lethbridge.

Comments were made by Mr. Daniel.

6. Members comments on matters not on the agenda.

Comments were made by Mr. Zasloff, the Chair, Mr. Daniel, the Executive Director, and Ms. Lethbridge.

7. Comments from members of the public on items not on the agenda and public testimony on all agenda items.

The following persons addressed the Conservancy:

Bob Eicholz, member of public.

Comments were made by the Chair, the Executive Director and Ms. Cheadle.

Questions were propounded by the Executive Director.

Comments were made by Mr. Eicholz and the Chair.

Ron Troncatty, representing the Old Agoura Rangers, on item 8(j).

[Ms. Stephens arrived at 8:21 p.m.]

Larry Brown, representing the Old Agoura Rangers, on item 8(j).

Steven Kauffman, representing Mandalay Properties, on item 8(c).

Jess Thomas, representing the Old Agoura Homeowners Association, on item 8(j).

Frank Angel, representing the Old Agoura Homeowners Association, on item 8(j).

8. Consent Calendar:

- (a) Consideration of resolution authorizing a grant to the Mountains Recreation and Conservation Authority for deferred maintenance projects.**
- (b) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority accept an open space conservation easement of approximately 15 acres on a portion of APN 4472-027-001, Foose Road, Rancho Bonito, Malibu.***
- (c) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority accept transfer of title of approximately 28 acres (APN 138-080-055), adjacent to McGrath Beach, Ventura County.***
- (d) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority modify and amend the Declaration as to Establishment of Conditions, Restrictions, Covenants, Reservations, Liens and Charges Affecting that certain Real Property Known as Malibu Encinal and Consent to the Modification and Amendment as to public and homeowner use of Lots 141, 143-154, the east half of 155 and the unimproved portion of Lot A, Tract 10630, Lechuza Beach, Malibu.***
- (e) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority accept a donation of 0.15 acre of land (APN 4355-005-026), Claridge Drive, Bel Air.**
- (f) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority acquire approximately 2.7 acres (APNs 5582-004-008,**

009, 020, 022- 026, 029, and 031 and 5582-005-019 and 027) adjacent to Griffith Park with funds from the Santa Monica Mountains Open Space Preservation Assessment District No. 1, and authorizing the expenditure of funds from the Eastern Santa Monica Mountains Contingency Fund, Los Angeles.

- (g) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority (MRCA) accept a payment from Los Angeles County pursuant to the MRCA's acquisition of the 120-acre Zuniga Pond property in the Old Topanga Canyon watershed and that the MRCA reimburse the Santa Monica Mountains Conservancy's Proposition 12 fund for grant agreement SMM-883 (Zuniga Pond acquisition) with said funds.***
- (h) Consideration of resolution authorizing a grant of Proposition 12 funds to the Mountains Restoration Trust, a non-profit entity, to complete the acquisition of APNs 2069-016-014 and 017 in the Dry Canyon Creek-O'Hare project area and recommending that the Mountains Recreation and Conservation Authority advance said funds, Calabasas.**
- (i) Consideration of resolution recommending that the Mountains Recreation and Conservation Authority acquire the 17 acre Cahuenga Pass-Oakshire property (APN 2427-006-005), Los Angeles.**
- (j) Consideration of resolution authorizing a comment letter to Los Angeles County on the Draft Environmental Impact Report for Heschel School, unincorporated Agoura Hills.**
- (k) Consideration of resolution authorizing a comment letter to Los Angeles County on proposed telecommunication facilities along Topanga Canyon Boulevard (Conditional Use Permits 02-142, 02-143, and 02-145; 3427 ½, 240 ½ and 810 ½ Topanga Canyon Boulevard).***
- (l) Consideration of resolution authorizing a comment letter to Los Angeles County on Notice of Preparation for Comprehensive Update and Amendment to the Los Angeles County General Plan.***
- (m) Consideration of resolution authorizing a comment letter to Los Angeles County on Notice of Consultation for Tentative Tract Map No. 53100, Liberty Canyon south of the Ventura (101) Freeway, unincorporated Agoura Hills area.**

- (n) **Consideration of resolution (1) authorizing a grant of Proposition 40 funds to the Mountains Recreation and Conservation Authority (MRCA) to acquire an approximately 16-acre conservation easement on APN 4378-003-013 in Hoag Canyon, eastern Santa Monica Mountains, (2) recommending that the MRCA advance a portion of said funds (3) recommending that the MRCA enter into loan agreements repayable upon the availability of funds from the Santa Monica Mountains Open Space Preservation Assessment District No. 1 or other sources, (4) recommending that the MRCA enter into an agreement to acquire a portion of said property in fee simple contingent upon the availability of funds from the Santa Monica Mountains Open Space Preservation Assessment District No. 1 or other sources, Los Angeles.**
- (o) **Consideration of resolution authorizing exercise of first right of refusal pursuant to Section 33207 of the Public Resources Code to acquire approximately 21.5 acres of Los Angeles County-owned surplus real properties in Devil and Browns Canyons north of Deerlake Highlands or in the alternative waiving said right contingent upon the County entering into an agreement to sell said properties to the Mountains Recreation and Conservation Authority, unincorporated Chatsworth area.**
- (p) **Consideration of resolution authorizing waiver of first right of refusal pursuant to Section 33207 of the Public Resources Code on approximately 12 acres of Los Angeles County-owned surplus property contingent upon the County entering into an agreement to sell said properties to the Mountains Recreation and Conservation Authority, Calabasas.**
- (q) **Consideration of resolution rescinding Resolution Nos. 02-49 and 02-50 regarding properties in the Ramirez Escondido Canyon Upper project area, unincorporated Malibu area.**
- (r) **Consideration of resolution authorizing the amendment of grant agreement SMM-893 (Ramirez Canyon Additions) to include a 26-acre parcel (APN 4465-005-019) and recommending that the Mountains Recreation and Conservation Authority acquire said parcel, unincorporated Malibu area.**
- (s) **Consideration of resolution authorizing a grant of Proposition 40 funds to the Mountains Recreation and Conservation Authority to acquire a 26-acre parcel (APN 4465-005-019) in the Ramirez-Escondido Canyon Upper project, unincorporated Malibu area.**

Items 8(j), 8(m), and 8(n) were removed from the Consent Calendar.

Item 8(c) was removed from the agenda.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Kishbaugh, duly seconded, the Advisory Committee recommended adoption of Resolution Nos. 02-150, 02-151, 02-153, 02-154, 02-155, 02-156, 02-157, 02-158, 02-160, 02-161, 02-162, 02-164, 02-165, 02-166, 02-167, and 02-168.

CONSERVANCY CONSIDERATION:

On motion of Mr. Zasloff, duly seconded, the Conservancy adopted Resolution Nos. 02-150, 02-151, 02-153, 02-154, 02-155, 02-156, 02-157, 02-158, 02-160, 02-161, 02-162, 02-164, 02-165, 02-166, 02-167, and 02-168.

(The full text of these resolutions are attached.)

8(j). Consideration of resolution authorizing a comment letter to Los Angeles County on the Draft Environmental Impact Report for Heschel School, unincorporated Agoura Hills.

[Ms. Pavley arrived at 8:49 p.m.]

Comments were made by Mr. Corridori.

Questions were propounded by Mr. Zasloff.

Comments were made by the Chair, Ms. Devine, Ms. Mikos, Ms. Pavley, Mr. Brown, Mr. Read, and the Executive Director.

Questions were propounded by Mr. Robinson.

Comment were made by Ms. Mikos.

This item was postponed to a later date.

8(m). Consideration of resolution authorizing a comment letter to Los Angeles County on

Notice of Consultation for Tentative Tract Map No. 53100, Liberty Canyon south of the Ventura (101) Freeway, unincorporated Agoura Hills area.

SMMC Joint Meeting Minutes

December 16, 2002

Page 7

Comments were made by Messrs. Brown and Daniel, Ms. Skei, and Ms. Mikos.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Ms. Briner-Schmidt, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-158.

CONSERVANCY CONSIDERATION:

On motion of Ms. Cheadle, duly seconded, the Conservancy adopted Resolution No. 02-158.

8(n). Consideration of resolution (1) authorizing a grant of Proposition 40 funds to the Mountains Recreation and Conservation Authority (MRCA) to acquire an approximately 16-acre conservation easement on APN 4378-003-013 in Hoag Canyon, eastern Santa Monica Mountains, (2) recommending that the MRCA advance a portion of said funds (3) recommending that the MRCA enter into loan agreements repayable upon the availability of funds from the Santa Monica Mountains Open Space Preservation Assessment District No. 1 or other sources, (4) recommending that the MRCA enter into an agreement to acquire a portion of said property in fee simple contingent upon the availability of funds from the Santa Monica Mountains Open Space Preservation Assessment District No. 1 or other sources, Los Angeles.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Ms. Briner-Schmidt, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-159.

CONSERVANCY CONSIDERATION:

On motion of Ms. Cheadle, duly seconded, the Conservancy adopted Resolution No. 02-159.

Mr. Daniel was recorded as abstaining.

9. Presentation by the City of Agoura Hills.

Comments were made by Mr. Reinhardt.

Questions were propounded by Mr. Johnson.

Comments were made by Mr. Ramirez.

SMMC Joint Meeting Minutes

December 16, 2002

Page 8

Questions were propounded by Mr. Johnson.

Comments were made by Messrs. Reinhardt and Ramirez.

10. Consideration of resolution amending Park Improvements Workprogram to add Reyes Adobe Historical Restoration project, Agoura Hills.

Comments were made the Executive Director and Ms. Plotkin.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Coridori, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-169.

CONSERVANCY CONSIDERATION:

On motion of Mr. Daniel, duly seconded, the Conservancy adopted Resolution No. 02-169.

11. Consideration of resolution authorizing a grant to the City of Agoura Hills for restoration of the Reyes Adobe.

Comments were made by the Executive Director.

Questions were propounded by Mr. Lange.

Comments were made by Ms. Pavley.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Brown, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-170.

CONSERVANCY CONSIDERATION:

On motion of Mr. Zasloff, duly seconded, the Conservancy adopted Resolution No. 02-170.

Questions were propounded by Mr. Zasloff.

Comments were made by the Executive Director.

SMMC Joint Meeting Minutes

December 16, 2002

Page 9

12. Presentation and update on Ramirez Canyon Park.

Comments were made by Ms. Soghor and Mr. Daniel.

13. Consideration of resolution authorizing a grant to the California Institute of Public Affairs for an urban outreach strategy project.

Comments were made by the Executive Director.

Questions were propounded by Mr. Johnson.

Comments were made by the Executive Officer.

Questions were propounded by Mr. Johnson.

Comments were made by the Executive Director, Ms. Cheadle, Ms. Devine, and Mr. Zasloff.

Questions were propounded by Ms. Mikos.

Comments were made by Mr. Zasloff, the Executive Director, and Ms. Stephens.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Robinson, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-171.

CONSERVANCY CONSIDERATION:

On motion of Mr. Daniel, duly seconded, the Conservancy adopted Resolution No. 02-171.

14. Consideration of resolution awarding a non-profit grant to the National Parks Conservation Association for education and interpretation.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Corridori, duly seconded, the Advisory Committee recommended adoption

of Resolution No. 02-172.

SMMC Joint Meeting Minutes
December 16, 2002
Page 10

CONSERVANCY CONSIDERATION:

On motion of Mr. Daniel, duly seconded, the Conservancy adopted Resolution No. 02-172.

- 15. Consideration of resolution authorizing renewal of the Memorandum of Understanding between the United States Forest Service, the Santa Monica Mountains Conservancy, and the Mountains Recreation and Conservation Authority for Cooperative Trail Planning and Coordinated Management in and near the Rim of the Valley Trail Corridor.**

Comments were made by the Executive Director.

Questions were propounded by Ms. Mikos.

Comments were made by Ms. Skei and the Executive Director.

This item was postponed to a later date.

- 16. Consideration of resolution authorizing a grant of Proposition 40 funds to the Mountains Recreation and Conservation Authority to augment the Temescal Canyon dormitory and infrastructure improvement project and authorizing any budget amendments necessary.**

ADVISORY COMMITTEE CONSIDERATION:

On motion of Ms. Briner-Schmidt, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-174.

CONSERVANCY CONSIDERATION:

On motion of Mr. Smeck, duly seconded, the Conservancy adopted Resolution No. 02-174.

- 17. Consideration of resolution awarding a grant to People for Parks Charitable Fund, a non-profit entity, for Montecito Heights acquisition study, Los Angeles.**

Comments were made by Ms. Skei.

Questions were propounded by Mr. Zasloff.

Comments were made by Ms. Skei.

SMMC Joint Meeting Minutes

December 16, 2002

Page 11

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Corridori, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-175.

CONSERVANCY CONSIDERATION:

On motion of Mr. Zasloff, duly seconded, the Conservancy adopted Resolution No. 02-175.

- 18. Consideration of resolution authorizing a grant of Proposition 40 funds to the City of Glendale for restoration and improvements to the Le Mesnager Barn/Interpretive Center.**

This item was removed from the agenda.

- 19. Consideration of resolution authorizing a grant of Proposition 12 funds to the Mountains Recreation and Conservation Authority to acquire APN 2274-025-001, 3560 Camino De La Cumbre, Sherman Oaks.**

Comments were made by Mr. Brown and the Executive Director.

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Kishbaugh, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-176.

CONSERVANCY CONSIDERATION:

On motion of Mr. Daniel, duly seconded, the Conservancy adopted Resolution No. 02-177.

- 20. Consideration of resolution authorizing a grant of Proposition 40 funds to the Mountains Recreation and Conservation Authority for the purchase of approximately 1,518 acres (APNs 2292-014-009, 4490-011-002, 003, 4490-017-002, 4490-019-001, 011, 4491-001-001, 002, 4491-002-001, and 4491-009-010), Los Angeles. *(This item may be heard in closed session pursuant to Section 11126 Subdivision (c)(7)(A) of the Government***

Code.)

Comments were made by the Executive Director.

SMMC Joint Meeting Minutes
December 16, 2002
Page 12

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Read, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-177.

CONSERVANCY CONSIDERATION:

On motion of Ms. Cheadle, duly seconded, the Conservancy adopted Resolution No. 02-177.

- 21. Consideration of resolution recommending that the Mountains Recreation and Conservation Authority acquire approximately 1,518 acres (APNs 2292-014-009, 4490-011-002, 003, 4490-017-002, 4490-019-001, 011, 4491-001-001, 002, 4491-002-001, and 4491-009-010), approving redirection of grant funds for said acquisition, and further recommending that the Authority enter into loan agreements repayable by the Santa Monica Mountains Open Space Preservation District No. 2 or other sources, Los Angeles. *(This item may be heard in closed session pursuant to Section 11126 Subdivision (c)(7)(A) of the Government Code.)***

ADVISORY COMMITTEE CONSIDERATION:

On motion of Mr. Read, duly seconded, the Advisory Committee recommended adoption of Resolution No. 02-178.

CONSERVANCY CONSIDERATION:

On motion of Ms. Cheadle, duly seconded, the Conservancy adopted Resolution No. 02-178.

- 22. Consideration of resolution authorizing a grant of Proposition 40 funds to the Mountains Recreation and Conservation Authority for acquisition of the Oakmont V property, APNs 5616-001-006; 5617-024-007; 5630-027-001-006,008, 010-015, 018-024; 5630-029-004, Glendale. *(This item may be heard in closed session pursuant to Section 11126 Subdivision (c)(7)(A) of the Government Code.)***

This item was removed from the agenda.

The Chair called a recess at 10:50 p.m.

The meeting reconvened at 11:02 p.m.

SMMC Joint Meeting Minutes
December 16, 2002
Page 13

- 23. Closed Session: (The Conservancy may hold a closed session on the following items pursuant to Section 11126 Subdivision (c)(7)(A), Section 11126.3(a), and Section 11126 Subdivision (e) of the Government Code. Confidential memoranda related to the following items may be considered during such closed session discussions.) Discussion and possible action regarding pending and/or potential litigation: *Tucker v. Mountains Recreation and Conservation Authority et al.*; *City of Malibu v. Santa Monica Mountains Conservancy*; *City of Malibu v. California Coastal Commission, Santa Monica Mountains Conservancy et al.*; *Ramirez Canyon Preservation Fund v. California Coastal Commission, Santa Monica Mountains Conservancy et al.*; *Albert Allen, Marilyn Stefano, Gloria Tregurtha and BadTax, Inc. v. Santa Monica Mountains Conservancy and Mountains Recreation and Conservation Authority*, and *Mountains Recreation and Conservation Authority v. Ram's Manufacturing, Inc.***

The Chair called a closed session at 11:02 p.m. pursuant to Government Code Section 11126 Subdivision (a)(1).

The Chair reconvened the open session at 11:22 p.m.

- 24. Announcement of future meetings and adjournment.**

Comments were made by Mr. Daniel.

The Chair announced that the next meeting would be held on January 27, 2003.

There being no further business, the meeting was adjourned at 11:30 p.m.

Respectfully submitted:

Approved:

JOSEPH T. EDMISTON, AICP
Executive Director

MICHAEL BERGER
Chair